

FILED

UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

JUN 28 2006

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DANIEL JESUS LEMOS,

Defendant.

MATTHEW J. DYKMAN

CLERK

CRIMINAL 06-1436

COUNT 1: 18 U.S.C. § 922(g)(1)
and 18 U.S.C. § 924(a)(2):
Felon in Possession of a Firearm.

COUNT 2: 18 U.S.C. § 922(k):
Possession of a Firearm with an
Obliterated, Removed, Changed
and Altered Serial Number.

INDICTMENT

The Grand Jury charges:

COUNT 1

On or about the 23rd day of September, 2005, in Cibola County, State and District of New Mexico, the defendant, **DANIEL JESUS LEMOS**, a person who had been convicted in the Thirteenth Judicial District Court, in and for the County of Cibola, State of New Mexico of Residential Burglary in cause number D-1333-CR-96-0300; in the Second Judicial District Court, in and for the County of Bernalillo, State of New Mexico of Aggravated Burglary (deadly weapon enhancement), in cause number CR 93-01321; in the Second Judicial District Court, in and for the County of Bernalillo, State of New Mexico of Commercial Burglary, Larceny over \$2500, Aggravated Burglary (armed after entering), and Larceny (with firearm enhancement), in cause number CR-2001-00612; and in the

Thirteenth Judicial District Court, in and for the County of Cibola, State of New Mexico of Possession of a Controlled Substance (Methamphetamine), in case number CR-2002-0125, did knowingly possess a firearm, a Mossberg, model 500, 20 gauge shotgun, in and affecting commerce.

In violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2).

COUNT 2

On or about the 23rd day of September, 2005, Cibola County, State and District of New Mexico, the defendant, **DANIEL JESUS LEMOS**, did knowingly and unlawfully receive or possess a firearm, a Mossberg, model 500, 20 gauge shotgun with an overall length of less than 26 inches, with an obliterated, removed, changed, and altered serial number.


In violation of 18 U.S.C. § 922(k).

FORFEITURE ALLEGATIONS

Upon conviction of either offense alleged in this Indictment, defendant, **DANIEL JESUS LEMOS**, shall forfeit to the United States pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), the firearm involved in the commission of the offense in either Count 1 or Count 2, described as follows:

- a. Mossberg, model 500, 20 gauge shotgun, with an obliterated serial number.

A TRUE BILL



FOREPERSON

DAVID C. IGLESIAS
United States Attorney

_____ June, 2006